

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION**

HEADWATER RESEARCH LLC,

*Plaintiff,*

v.

SAMSUNG ELECTRONICS CO., LTD and  
SAMSUNG ELECTRONICS AMERICA, INC.,

*Defendants.*

Case No. 2:23-CV-00103-JRG-RSP

**SAMSUNG’S RESPONSE TO HEADWATER’S MOTION FOR PARTIAL SUMMARY  
JUDGMENT ON SAMSUNG’S EIGHTH AFFIRMATIVE DEFENSE OF  
“INEQUITABLE CONDUCT / INFECTIOUS UNENFORCEABILITY” (DKT. 180)**

Pursuant to the Parties' Joint Notice and Stipulation Regarding Case Narrowing (Dkt. 190), Defendants Samsung Electronics Co., Ltd. and Samsung Electronics America, Inc. (collectively, "Samsung") file this response to notify the Court that Samsung has withdrawn its Eighth Affirmative Defense (Inequitable Conduct / Infectious Unenforceability) asserted in Samsung's Amended Answer and Defenses to Plaintiff Headwater Research LLC's Second Amended Complaint for Patent Infringement. Thus, the Court should deny Headwater's motion for summary judgment as moot.

Dated: November 4, 2024

Respectfully submitted,

By: /s/ Jonathan B. Bright

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**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing document was filed electronically in compliance with Local Rule CV-5 on November 4, 2024. As of this date, all counsel of record had consented to electronic service and are being served with a copy of this document through the Court's CM/ECF system under Local Rule CV-5(a)(3)(A).

/s/ Jonathan B. Bright

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